

UNITED STATES DISTRICT COURT FOR

Sou.

THE SOUTHERN DISTRICT OF TEXAS

APR 13 2020

HOUSTON DIVISION

Bradley, Clerk of Court

DWIGHT RUSSELL, et al.

v. CIVIL ACTION NO. H-19-226  
(4:2019-CV-00226)  
HARRIS COUNTY, et al.

INTERVENOR JASON CALLOCOTTES EMERGENCY MOTION FOR COURT ORDERED

BAIL HEARING IN CAUSES 1598938 AND 1606724 IN THE 174TH JUDICIAL

DISTRICT COURT OF HARRIS COUNTY TEXAS DUE TO COVID-19 PANDEMIC

INTERVENOR FILES THIS MOTION FOR COURT ORDERED BAIL HEARING IN CAUSES 1598938  
AND 1606724 IN THE 174TH JUDICIAL DISTRICT COURT OF HARRIS COUNTY TEXAS  
TO ENSURE THAT HIS RIGHTS UNDER THE FIFTH, EIGHTH, AND FOURTEENTH AMENDMENTS TO  
THE UNITED STATES CONSTITUTION, ARTICLE I SECTIONS 11, 13, AND 19 OF THE TEXAS  
CONSTITUTION AND ARTICLES 1.04, 1.09, AND 17.15 OF THE TEXAS CODE OF CRIMINAL  
PROCEDURE WILL NOT BE VIOLATED AND WOULD SHOW THE FOLLOWING:

I. INTERVENOR IS CHARGED BY INDICTMENT FOR THE FELONY OFFENSES OF CREDIT CARD ABUSE  
AND SECOND DEGREE ROBBERY, NEITHER OF WHICH ALLEGES THE USE OR POSSESSION OF A  
WEAPON OR SERIOUS BODILY INJURY.

II. INTERVENOR'S BONDS ARE SET AT \$5,000.00 AND \$65,000.00 FOR CREDIT CARD  
ABUSE AND ROBBERY, RESPECTIVELY. INTERVENOR IS INDIGENT AND CAN NOT AFFORD BAIL.

III. INTERVENOR IS PRO SE IN THOSE CAUSES.

IV. INTERVENOR IS AT A HIGH RISK FOR CONTRACTING A SEVERE FORM OF COVID-19  
DUE TO HIS COMPROMISED IMMUNE SYSTEM AS A RESULT OF HAVING HEPATITIS C,  
HIGH BLOOD PRESSURE AND SEIZURES. THESE CONDITIONS ARE DOCUMENTED BY HARRIS  
HEALTH SYSTEM AND HARRIS COUNTY SHERIFF'S OFFICE.

V. THERE ARE, TO DATE, THREE REPORTED CASES OF COVID-19 IN THE PRIMATE  
POPULATION AT HARRIS COUNTY JAIL AND SIX REPORTED CASES IN THE EMPLOYEE POPULATION.  
ES0085-01-07

III. CONDITIONS OF CONFINEMENT AND SPREAD OF CORONAVIRUS

a. CONDITIONS OF PRETRIAL CONFINEMENT CREATE AN IDEAL ENVIRONMENT FOR THE TRANSMISSION OF A CONTAGIOUS DISEASE.

JOSEPH A. BICK (2007) CLINICAL INFECTIONOUS DISEASES 45 (8): 1047-1055

at <https://doi.org/10.1086/52910>

SEE UNITED STATES V. BARKMAN, 2020 U.S.DIST.LEXIS 45628

UNITED STATES V. WITTER, 2020 U.S.DIST.LEXIS 53189

UNITED STATES V. HARRIS, 2020 U.S.DIST.LEXIS 53632

UNITED STATES V. ROMAN, 2020 U.S.DIST.LEXIS 53956

b. SPECIFIC CONDITIONS OF THE HARRIS COUNTY JAIL INCLUDE SMALL HUMMITORIES WITH BEDS CLOSE TO EACH OTHER WHICH PREVENTS INMATES FROM PRACTICING SOCIAL DISTANCING - THERE ARE ALREADY CONFIRMED CASES IN THE INMATE AND EMPLOYEE POPULATION OF THE JAIL. IT IS ONLY A MATTER OF TIME BEFORE IT SPREADS LIKE WILDFIRE. THE DISEASE CAN KILL THE INTERVENOR AND NOTHING IS BEING DONE TO PREVENT THAT FROM HAPPENING.

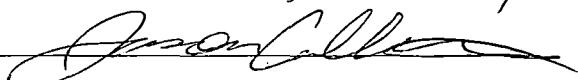
IV. INTERVENOR HAS FILED SEVERAL EMERGENCY MOTIONS CONCERNING BAIL IN REGARD

TO COVID-19 AND HIS UNDERRYING MEDICAL CONDITIONS. NONE HAVE BEEN HEARD OR EVEN ENTERED ON TO THE RECORD IN THE TRIAL COURT EVEN THOUGH INTERVENOR IS THE ONLY DEFENSE COUNSEL IN HIS CASES.

V. PRAYER FOR EMERGENCY RELIEF

INTERVENOR RESPECTFULLY普AYS THAT THIS COURT ORDER AN EMERGENCY BAIL HEARING IN HIS CASES AND UPON SUCH HEARING ORDER THE TRIAL JUDGE TO GRANT INTERVENOR A BAIL HE CAN AFFORD TO MAKE SO THAT HE MAY TAKE PRACTICL PREVENTIVE MEASURES IN ORDER TO SAVE HIS LIFE.

Respectfully Submitted,



INTERVENOR PRO SE

JASON CALLOCOTT 01401470

1200 BAKER ST.

HOUSTON, TEXAS

77002

CERTIFICATE OF SERVICE

I, JASON CALLOCOTTE SPN #01401470 hereby certify THAT A TRUE AND  
CORRECT COPY OF THE FOREGOING MOTION TO INTERVENE AND  
PLEADING-IN-INTERVENTION, MOTION FOR APPOINTMENT OF COUNSEL,  
AND ~~EMERGENCY~~ MOTION FOR COURT ORDERED BAIL HEARING WAS  
SERVED VIA FIRST CLASS US MAIL ON COUNSEL FOR ALL  
PARTIES AT:

(PLAINTIFFS)

ELIZABETH ANN ROSSI

1601 CONNECTICUT AVE NW #800

WASHINGTON D.C.

20009

(DEFENDANT) HARRIS COUNTY

HARRIS COUNTY ATTY OFFICE

MOLISSA LYNN SPINKS

1019 CONGRESS AVE. (15<sup>TH</sup> FLOOR)

HOUSTON, TEXAS 77002

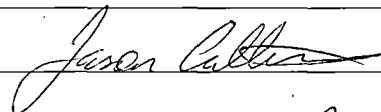
(DEFENDANT) ED GONZALES

HARRIS COUNTY ATTY OFFICE

VICTORIA LYNN JIMENEZ

1019 CONGRESS AVE. (15<sup>TH</sup> FLOOR)

HOUSTON, TEXAS 77002



INTERVENOR Pro Se

JASON CALLOCOTTE #01401470

1200 BAKER ST.

HOUSTON, TEXAS

77002